

04-40005
UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
CENTRAL DIVISION

FILED
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U.S. DISTRICT COURT
DISTRICT OF MASS.

EXPRESS FRANCHISE SERVICES, L.P.,)
a Texas limited partnership, and WRS)
PERSONNEL FINDERS OF)
MASSACHUSETTS, INC., d/b/a)
EXPRESS PERSONNEL SERVICES,)
a Massachusetts corporation)
Plaintiffs)
v.)
EXPRESS TEMPS, INC., a Massachusetts)
corporation, and WILLIAM J. COMEAU,)
an individual and citizen of Massachusetts)
Defendants.)

AFFIDAVIT OF DONALD J. FITZPATRICK, ESQUIRE
IN SUPPORT OF PRO HAC VICE ADMISSION

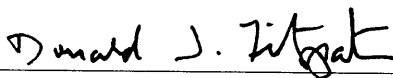
I, Donald J. Fitzpatrick, having duly sworn, hereby depose and say as follows:

1. I have personal knowledge of the matters stated in this Affidavit.
2. I am an attorney in the law firm of Greensfelder, Hemker & Gale, P.C., 2000 Equitable Building, 10 S. Broadway Street, St. Louis, Missouri, 63102. I am counsel to Express Franchise Services, L.P. and Personnel Finders of Massachusetts, Inc. d/b/a Express Personnel Services ("Plaintiffs"). I submit this affidavit in support of the Motion for Leave to Appear Pro Hac Vice filed in the instant case.
3. I will be co-counsel to the Plaintiffs with William D. Jalkut, Fletcher, Tilton & Whipple, P.C. Mr. Jalkut is duly admitted to practice before the United States District Court for the District of Massachusetts.
4. I graduated from the University of Baltimore in 1967.
5. I am a member of the bar of the highest court in the states of Maryland and Missouri. I also am a member of the bar for the U.S. Court of Custom and Patent Appeals and the U.S. District Court, Eastern District of Missouri.

6. I am a member of the bar in good standing in every jurisdiction where I have been admitted to practice. There are no disciplinary proceedings pending against me in any jurisdiction.

7. I am familiar with the Local Rules of the United States District Court for the District of Massachusetts.

Signed under the penalties of perjury this 17th day of December, 2003.


Donald J. Fitzpatrick, Esquire